

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA,)
10 Plaintiff,) No. CR 3:10-mj-70187 MAG
11 v.)
12 CARLOS RAMOS-PINEDO,)
13 Defendant.)

) [PROPOSED] STIPULATED
) ORDER CONTINUING
) ARRAIGNMENT

The defendant Carlos Ramos-Pinedo is currently charged in a criminal complaint with a single violation of 8 USC § 1326, illegal reentry. In this stipulated order the parties represent that they are finalizing discussions of a pre-indictment fast-track disposition that they anticipate will result in a plea of guilt at the defendant's initial district court appearance.

The defendant is currently scheduled to be arraigned on Friday, April 16, 2010 at 9:30 a.m. After that date was set, defense counsel became unavailable for that hearing due to a work-related assignment that will take him out of district.

The defense has accordingly moved to continue the arraignment until Tuesday, May 4, 2010. The government has no objection to this request. The parties agree that good cause exists under Federal Rule of Criminal Procedure 5.1 to extend the date for arraignment, in light of defense counsel's unavailability and the negotiations for a pre-indictment "fast-track"

1 disposition.

2 Therefore, for good cause shown the arraignment on April 16, 2010 at 9:30 a.m. is
3 vacated. The matter shall be added to the duty magistrate's calendar on Tuesday, May 4,
4 2010 at 9:30 a.m. for arraignment on what is anticipated to be an Information. The Court
5 finds that good cause exists under Federal Rule of Criminal Procedure 5.1 to extend the time
6 for arraignment or preliminary hearing.

7

8 IT IS SO ORDERED.

9

10 April 12, 2010
11 DATED


12
13 BERNARD ZIMMERMAN
14 United States Magistrate Judge

15 IT IS SO STIPULATED.

16 April 12, 2010
17 DATED

18
19
20 /s
21 JOSEPH P. RUSSONIELLO
22 United States Attorney
23 Northern District of California
24 PATRICIA SPALETTA
25 Special Assistant United States Attorney

26 April 12, 2010
27 DATED

28 /s
29 BARRY J. PORTMAN
30 Federal Public Defender
31 Northern District of California
32 STEVEN G. KALAR
33 Assistant Federal Public Defender